IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3800 OF 2006

Ajay Madhukar Malpure .. Applicant
Versus
State of Maharashtra .. Respondent

Mr.P.B.Shah for applicant
Mr.S.S.Pednekar, A.P.P. for State.
CORAM : S.C.DHARMADHIKARI, J.

DATE : 18th October 2006.

P.C.

. From a perusal of the application and the annexures thereto, it appears that Criminal Misc.Application No.173 of 2006 which is preferred by the applicant original accused is still not disposed of by the learned Additional Sessions Judge, Niphad. The order passed on 11th October 2006 is below Exhibit 9 which is an application for interim anticipatory bail.

2. In my view, the learned Judge would have been well advised to have disposed of the main application. It would have obviated passing separate orders and giving elaborate reasons all over again. In such circumstances and when main application is pending, it would be appropriate if the order passed on 11th October 2006 is set aside. Anticipatory Bail Application No.173 of 2006 shall be disposed of by the Trial Judge within two weeks from today. Ad-interim order granted by this Court on 13th October 2006 shall continue till the disposal of the application before the trial court. This order is passed because both sides do not dispute that the applicant had attended the concerned police station and has furnished explanation to the queries so also submitted copies of relevant documents. The applicant to attend the police station as and when summoned till the application is disposed of by the trial court.

(S.C.Dharmadhikari, J)